

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

CARGILL, INCORPORATED

and

Case 17-CA-088608

**INTERNATIONAL CHEMICAL WORKERS
UNION COUNCIL/UFCW LOCAL 188C,
affiliated with UNITED FOOD AND
COMMERCIAL WORKERS UNION,
AFL-CIO**

ORDER DENYING MOTION¹

The Respondent's Motion for Summary Judgment is denied. This denial is without prejudice to the Respondent's right to renew its deferral arguments to the administrative law judge and to raise the deferral issue before the Board on any exceptions that may be filed to the judge's decision, if appropriate.

Dated, Washington, D.C., December 11, 2013.

KENT Y. HIROZAWA, MEMBER

HARRY I. JOHNSON, III, MEMBER

NANCY SCHIFFER, MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.